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6 UNITED STATES DISTRICT COURT

7 DISTRICT OF NEVADA

8
9 MARK EDWARD NICHOLS, Plaintiff, * * * Case No. 3:17-cv-00593-LRH-CBC
10 v. ORDER
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12 NANCY A. BERRYHILL, Acting
Commissioner of Social Security,
13 Defendant.
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15 Before this Court is the Report and Recommendation of U.S. Magistrate Judge
16 Carla Baldwin Carry (ECF No. 23) entered on October 3, 2018, recommending denying
17 plaintiff's Motion for Judgment on the Pleadings (ECF No. 16) entered on March 29,
18 2018, and granting defendant's Cross-Motion to Affirm (ECF No. 17) entered on April
19 30, 2018. On October 17, 2018, plaintiff filed his Objections to the Magistrate Judge's
20 Report and Recommendation (ECF No. 25) and on October 30, 2018, defendant filed its
21 Response to Plaintiff's Objections to Report and Recommendation (ECF No. 26).

22 The action was referred to the Magistrate Judge pursuant to 28 U.S.C.
23 § 636(b)(1)(B) and Local Rule 1B 1-4 of the Rules of Practice of the United States
24 District Court for the District of Nevada.

25 The Court has conducted its *de novo* review in this case, has fully considered
26 plaintiff's objections, the response of defendant and the pleadings and memoranda of
27 the parties and other relevant matters of record pursuant to 28 U.S.C. § 636(b)(1)(B)
28 and Local Rule IB 3-2. The Court determines that the Magistrate Judge's Report and

1 Recommendation (ECF No. 23) entered on October 3, 2018, should be adopted and
2 accepted.

3 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and
4 Recommendation (ECF No. 23) entered on October 3, 2018, is ADOPTED AND
5 ACCEPTED, and plaintiff's Motion for Judgment on the Pleadings (ECF No. 16) is
6 DENIED.

7 IT IS FURTHER ORDERED that defendant's Cross-Motion to Affirm (ECF
8 No. 17) is GRANTED.

9 IT IS FURTHER ORDERED that the clerk of the Court shall enter judgment in this
10 matter.

11 IT IS SO ORDERED.

12 DATED this 20th day of November, 2018.

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14 LARRY R. HICKS
15 UNITED STATES DISTRICT JUDGE

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